

**EXHIBIT "B"**  
**DOCKET NO. 08CV00080**  
**ELIZABETH LYNCH**  
**AMENDED NOTICE OF CLAIM**

**AMENDED NOTICE OF CLAIM**

DEPARTMENT OF LAW  
CITY OF MOUNT VERNON NY

In the Matter of the Claim of

ELIZABETH LYNCH, SIMON LYNCH, ERIC LYNCH, Infants, under  
the age of 14, by their mother and natural guardian  
JESSICA LYNCH and JESSICA LYNCH Individually  
and RICARDO LYNCH,

- against -

THE CITY OF MT. VERNON,

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TO: City of Mt. Vernon, City Clerk, Room 104, City Hall, Mount Vernon, New York 10550

PLEASE TAKE NOTICE that the undersigned claimant hereby makes claim and demands against you as follows:

**1. Name and post office address of each claimant and claimants' attorneys is:**

**Claimant**

ELIZABETH LYNCH, Infant  
58 South 14<sup>th</sup> Avenue  
Mt. Vernon, NY 10550

ERIC LYNCH, Infant  
58 South 14<sup>th</sup> Avenue  
Mt. Vernon, NY 10550

JESSICA LYNCH  
58 South 14<sup>th</sup> Avenue  
Mt. Nernon, NY 10550

RICARDO LYNCH  
58 South 14<sup>th</sup> Avenue  
Mt. Vernon, NY 10550

SIMON LYNCH, Infant  
58 South 14<sup>th</sup> Avenue  
Mt. Vernon, NY 10550

**Attorney**

DELL & LITTLE, LLP  
1274 Reckson Plaza  
Uniondale, New York 11556  
(516) 294-5814

**2. Nature of Claim:** The nature of the claim is for severe and permanent personal injuries sustained by infants ELIZABETH LYNCH, SIMON LYNCH, ERIC LYNCH, and JESSICA LYNCH, RICARDO LYNCH, loss of services, society and companionship sustained by JESSICA LYNCH, parent and natural guardian of infants ELIZABETH LYNCH, SIMON LYNCH, ERIC LYNCH, and all other damages allowed by statute and case law as a result of the negligence, carelessness, recklessness and gross negligence of CITY OF MT. VERNON, their agents, servants and/or employees, departments, agencies and those acting under their directions behest and control in the operation, management, control and supervision of its Police Department and Officers involved in a

Police raid at Claimants' residence.

3. **The time when, the place where and the manner in which the claim arose:** Said claim arose on December 15, 2006, at approximately 5:00 a.m. in the basement apartment of 58 South 14<sup>th</sup> Avenue, Mt. Vernon, New York, State of New York when a number of Police Officers converged on the apartment with an arrest warrant for an individual named "Jay", who did not reside at the premises and was not know to the Claimants. The Police Officers broke down several doors, held their drawn weapons on the infants and forced them onto the floor, handcuffed claimants RICARDO LYNCH and JESSICA LYNCH and placed them on the floor, continued to ransack the entire apartment causing serious property damage to the apartment. The Officers in charge of said activity had lost control and/or failed to prevent the activities that caused the claimants to be falsely detained, arrested and harassed. THE CITY OF MT. VERNON, their agents, servants and/or employees, departments, agencies and those acting under their directions behest and control, were negligent in their failure to properly investigate and/or evaluate the results of any investigation of those persons, agents, servants and/or employees hired to operate, control, supervise, said Police raid; in failing to properly investigate circumstances which initiated the errant arrest warrant which resulted in the false arrest, detainment and harassment of the Claimants herein; in failing to hire efficient and/or sufficient personnel in connection with the operation, management, control, and/or supervision of said operation and serving of errant arrest warrant; in failing to train their employees so as to enable them to control themselves and/or persons in their charge; in failing to adequately train their employees so as to enable them to control the operation; in failing to properly and/or adequately supervise the activities which caused claimants to be falsely detained, arrested and harassed; in failing to properly and/or adequately monitor and/or supervise the activities and issuance of the arrest warrant on the day of the incident; in failing to properly and/or adequately screen the participants of the activity involved herein; in failing to adequately and/or properly categorize the participants in the activity involved herein; in failing to prevent and/or stop inappropriate activity in the premises; in failing to prevent said activity, in failing to stop said activity, and the respondent was otherwise negligent, careless, reckless, and grossly negligent in the premises.

4. Claimants, JESSICA LYNCH, RICARDO LYNCH, and Infant-Claimants, ELIZABETH LYNCH, SIMON LYNCH and ERIC LYNCH, sustained severe permanent emotional distress and trauma, the full extent of which is not presently known. Claimant JESSICA LYNCH sustained loss of services and society of her said children, ELIZABETH LYNCH, SIMON LYNCH and ERIC LYNCH, as a result of the trauma and emotional distress. Claims are being made for personal injuries, hospital, physician and other medical expenses, pain and suffering, loss of quality and/or enjoyment of life, loss of services companionship and society and all other damages to which claimants are entitled to by case law and statute.

Said claims and demands are hereby presented for adjustment and payment. You are hereby notified that unless they are adjusted and paid within the time provided by law from the date of presentation to you, the claimants intend to commence an action in these claims. By reason of the foregoing, Claimants have been damaged in an amount which exceeds the jurisdictional limits of all lower courts which would otherwise have jurisdiction herein.

Dated: Uniondale, New York  
January 26, 2007

The undersigned claimant(s) therefore present this claim for adjustment and payment. You are hereby notified that unless it is adjusted and paid within the time provided by law from the date of presentation to you, the claimant(s) intend(s) to commence an action on this claim.

Dated: Uniondale, New York

R. Lynch  
RICARDO LYNCH

**VERIFICATION**

STATE OF NEW YORK )  
COUNTY OF Nassau ) SS.:

RICARDO LYNCH, being duly sworn, deposes and says that deponent is the above named claimant; deponent has read the foregoing NOTICE OF CLAIM and knows its contents; the same is true to deponent's knowledge, except as to those matters stated to be alleged upon information and belief, and as to those matters deponent believes it to be true.

R. Lynch

Sworn to before me this  
10 day of January, 2007

Melanie Little  
Notary Public

MELANIE LITTLE  
NOTARY PUBLIC, State of New York  
No. 02LI5002760  
Qualified in Suffolk County  
Commission Expires Oct. 5, 2010

DELL & LITTLE, LLP  
Attorney for Claimant  
1274 Reckson Plaza  
Uniondale, New York 11556  
(516) 512-7700

**EXHIBIT “C”**  
**DOCKET NO. 08CV00080 & 08CV00083**  
**AFFIDAVIT FOR A SEARCH WARRANT**

CITY COURT OF MOUNT VERNON  
COUNTY OF WESTCHESTER  
STATE OF NEW YORK

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IN THE MATTER OF THE APPLICATION OF: P.O. Smith # 2085 of the Mt. Vernon Police Department

FOR A WARRANT OF SEARCH FOR THE PREMISES:

FOR A WARRANT OF SEARCH AND SEIZURE FOR THE FOLLOWING PERSONS and PREMISES

131 VISTA PL. 3<sup>RD</sup> FLOOR

58 SOUTH 14<sup>TH</sup> AVE

Name: "Ghetto"

Hgt: 5'8"

Build: medium build

Complexion: medium

NAME: "J"

Hgt: 5'6"

Build: Medium

Complexion: Medium

And any individuals in the premises at time of warrant execution.

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CITY COURT OF MOUNT VERNON  
COUNTY OF WESTCHESTER  
STATE OF NEW YORK

AFFIDAVIT FOR A SEARCH WARRANT

P.O. Smith #2085 being duly sworn, deposes and states; I am attempting to secure evidence of a violation of New York Penal Law, Section; 221.00/265.00

I am a police officer employed by the Mount Vernon Police Department, Mount Vernon, New York, and I am making this affidavit in support of my application for a search warrant for the above captioned person and Premises. The allegations of fact set forth herein are based upon reliable information and Police Investigation. The sources of my information and basis of my beliefs are C.I. information.

I am a Police Officer and have been for approximately three (3) years. I have been assigned to the Narcotics Unit for approx. 3 months. During my career I have been involved in over 150 narcotic related arrests. I have also participated in the execution of over 10 Search Warrants.

On December 13, 2006 in the evening hours the confidential informant who will be referred to as 47983-06, was arrested on an unrelated charge. During a debriefing conducted by the intelligence unit, CI 47983-06 provided information of drug activity at locations that were currently under investigation by this department. which proved his reliability and credibility regarding illegal activity. CI 47983-06 further stated that a male known to him/her as "ghetto" described as a male black brown skinned with braided hair, sold marijuana to he/she on several occasions out of his third floor apartment located at 131 Vista Place. CI 47983-06 stated that the last time that he/she was in

"ghetto's" apartment, was on 12/06/2006. While in the apartment he/she observed "ghetto" with a loaded automatic handgun black in color with a wooden handle. The CI observed him put the gun on the kitchen counter above the kitchen sink. CI 47983-06 further stated while with "Ghetto" on 12/08/2006 in evening hours, the CI and "ghetto" went to 58 S 14<sup>th</sup> Ave to purchase marijuana. While in the premises CI 47983-06 stated that he/she bought thirty dollars worth of marijuana from a male black about 5'6" in height who goes by the name of "J". The CI stated while in the premises he/she observed two loaded handguns set on the living room coffee table. One of the handguns observed was described as being a silver revolver. The other firearm was described as black 45 semi automatic handgun. The CI continued to state that Ghetto is known to drive a gold Nissan Maxima 4 door. "Ghetto" was observed by the CI on several occasions selling marijuana from same said vehicle, and has also observed the handgun in said vehicle.

I am requesting that the Search Warrant be granted for the above described Premises, and the persons described above. I am also requesting that the Search Warrant include all persons who are found in said premises at the time of the execution of this Search Warrant due to the confidential source's information that at any given time there are a number of parties inside said premises processing narcotics and in possession of a firearm.

I am asking to confiscate any firearm, bullets and or marijuana in any form found along with paraphernalia found associated with the sale of marijuana including scales, cutting agents, packaging materials such as paper bundles, and plastic bags, scotch tape, measuring spoons, telephone pagers, cell phones, computers, computer disks, coin bags, balloons, rolling paper and U.S. Currency, and other paraphernalia found and associated with the use of cocaine including scissors and homemade pipes documentary evidence found of sales of illicit drugs, including lists of buyers and sellers, pay/owe sheets, IOU's, and price lists. And any and all items associated with firearms.

Indicia in the form of personal property including, identification, cancelled mail envelopes, photo's, keys, utility bills, all of which tend to prove the identity of the persons in possession of any of the above items that are found or which tend to prove the knowledge of such persons of the Contraband nature of the items found.

I am requesting that the Search Warrant be executable, at any time day or night without any prior notice due to the fact that the marijuana can easily be destroyed.

Based upon my experience as a narcotics investigator and my conversations with the confidential source, as well as his ties with both of the suspects, it is my belief that the source's safety would be jeopardized if his identity were revealed, therefore it is requested that this affidavit remain sealed until further order of this court.

Based on the foregoing, there is probable cause to believe that a search of the captioned premises will reveal the presence of certain property, of kind and character described in Criminal Procedure Law, Section 690.10

To your deponent's knowledge, no similar application for the relief sought herein has

been made.

**COURT ENDORSEMENT:**

Sufficient proof having been given under oath that said property may be easily and quickly destroyed or disposed of; the executing officer is not required to give notice of his authority nor his purpose prior to executing the order. You are there fore commanded, at any time day or night, without first announcing your purpose or authority to make a search of the above listed premises, persons, for marijuana and firearms as described in PL. sections 221.00/265.00

Wherefore, it is respectfully requested that the Court issue a warrant and order of seizure in the annexed form authorizing the search of the:

**PREMISES: 131 Vista Pl. 3<sup>rd</sup> floor  
58 S 14<sup>th</sup> Ave**

Sworn to before me this 14th  
December, 2006.

P.O. Smith #2085  
Mount Vernon Police Department  
Mount Vernon, New York

B. Lawrence Rodriguez  
City Judge-City of Mount Vernon  
County of Westchester  
State of New York



**EXHIBIT “D”**  
**DOCKET NOS. 08CV00080 & 08CV00083**  
**WARRANT ORDER**

CITY COURT OF MOUNT VERNON  
COUNTY OF WESTCHESTER  
STATE OF NEW YORK

**\*ORDER\***

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**IN THE MATTER OF THE APPLICATION OF Detective Christopher DiMase#168  
FOR A WARRANT OF SEARCH AND SEIZURE FOR THE FOLLOWING PREMISES**

58 S 14<sup>th</sup> Ave  
Mount Vernon N.Y. 10550

**FOR A WARRANT OF SEARCH AND SEIZURE FOR THE FOLLOWING PERSONS**

"J"  
Male Black  
Hgt: 5'6  
Build: medium  
Complexion: medium

And any individuals on the premises at the time of warrant execution.

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**IN THE NAME OF THE PEOPLE OF THE STATE OF NEW YORK  
TO: ANY POLICE OFFICER OF THE MOUNT VERNON POLICE DEPARTMENT**

Proof by affidavit having been made before me this day by Detective Christopher DiMase#168 of the Mount Vernon Police Department, Mount Vernon, New York, that there is reasonable cause to believe that certain property of a kind and character described in Criminal Procedure Law, Section 690.10.

**TO WIT:** Property, which constitutes evidence and tends to demonstrate that an offense was committed and that a particular person participated in the commission of an offense at 58 S 14<sup>th</sup> Ave Possession of a Weapon and Marijuana.

You are therefore commanded, at any time day or night, without first announcing your purpose or authority to make a search of the above listed Premises, Person(s) for Weapons and Marijuana as described in Penal Law Sections 220.00

Paraphernalia found associated with the sale of Marijuana, including scales, cutting agents, packaging materials such as paper bundles and plastic bags, scotch tape, measuring spoons, telephone pagers, cell phones, computers, computer discs, video cameras, video tapes, coin bags, balloons, rolling paper and U.S. Currency and other paraphernalia found in associated with the use of marijuana including scissors and homemade pipes documentary evidence found of sales of illicit drugs, including list of buyers and sellers, pay/owe sheets, IOU's, and price lists, and any and all items associated with firearms.

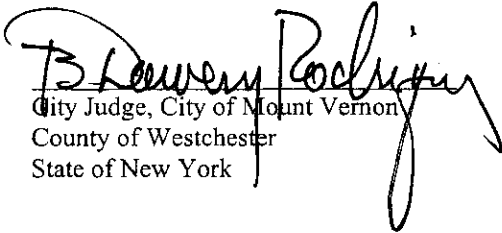
Indicia found in the form of personal property including, identification, canceled mail envelopes, photos, keys, utility bills, all which tend to prove the identity of the persons in possession of any of the above items that are found or which tend to prove the knowledge of such persons of the contraband nature of the items found.

Any property seized pursuant to this warrant shall be returned without this warrant to the court without unnecessary delay.

**COURT ENDORSEMENT:**

Sufficient proof having been given under oath that said property may be easily and quickly destroyed or disposed of; the executing officer is not required to give notice of his authority nor his purpose prior to executing this order. *BAR*

Dated 12/14 2006

  
City Judge, City of Mount Vernon  
County of Westchester  
State of New York

**EXHIBIT “E”**  
**DOCKET NO. 08CV00080**  
**JESSICA LYNCH**  
**50-H TRANSCRIPT**

**COPY**

UNITED STATES DISTRICT COURT  
SOUTHERN DISTRICT OF NEW YORK

- - - - - X  
ELIZABETH LYNCH, SIMON LYNCH, ERIC LYNCH,  
INFANTS, UNDER THE AGE OF 14, BY THEIR  
MOTHER AND NATURAL GUARDIAN JESSICA LYNCH  
AND JESSICA LYNCH INDIVIDUALLY AND  
RICARDO LYNCH,

Plaintiffs,

-against- 08 CIV 00080

CITY OF MOUNT VERNON, THE MOUNT VERNON  
POLICE DEPARTMENT AND POLICE OFFICERS  
"JOHN DOE", "RICHARD DOE", FICTITIOUS  
NAMES, TRUE NAMES UNKNOWN,

Defendants.

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HELD AT: Mount Vernon City Hall  
One Roosevelt Square  
Mount Vernon, New York 10550  
January 14, 2008  
1:08 p.m.

*Soft*

Examination before Trial of the  
Plaintiff, JESSICA LYNCH, pursuant to Court  
Order, held at the above time and place  
before a Notary Public of the State of New  
York.

J & L REPORTING SERVICE  
of Westchester, Inc.  
200 East Post Road  
White Plains, New York 10601  
(914) 682-1888  
Lisa Dobbo, Reporter

DEPARTMENT OF LAW  
CITY OF MOUNT VERNON  
2008 JAN 17 PM 3:20

A P P E A R A N C E S:

DELL & LITTLE, ESQUIRES  
Attorneys for the Plaintiffs  
Office & Post Office Address  
1274 Reckson Place  
Uniondale, New York 11556  
BY: STEPHANIE G. OVADIA,  
ESQUIRE

CORPORATION COUNSEL  
MOUNT VERNON  
Attorneys for the Defendant  
Office & Post Office Address  
Mount Vernon City Hall  
One Roosevelt Square  
Mount Vernon, New York 10550  
BY: HINA SHERWANI, ESQUIRE

A L S O P R E S E N T:

Fabian McCalla

IT IS HEREBY STIPULATED AND AGREED, by and between the attorneys for the respective parties herein, that the sealing and filing of the within deposition be waived; that such deposition may be signed and sworn to before any officer authorized to administer an oath, with the same force and effect as if signed and sworn to before the officer before whom said deposition is taken.

IT IS FURTHER STIPULATED AND AGREED, that all objections, except as to form, are reserved to the time of trial.

J. LYNCH

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JESSICA LYNCH, residing at 58  
South 14th Avenue, Mount  
Vernon, New York 10550, having  
been duly sworn by Notary  
Public, Lisa Dobbo, testified  
as follows:

EXAMINATION BY MS. SHERWANI:

Q. Please state your full name for  
the record.

A. Jessica Lynch.

Q. Please state your address for  
the record.

A. 58 South 14th Avenue, Mount  
Vernon, New York 10550.

Q. Good afternoon, Ms. Lynch.

A. Good afternoon.

Q. My name is Hina Sherwani. I'm  
an attorney with the City of Mount Vernon.

We're here to ask you some questions  
about a claim that's been filed on your  
behalf.

If, at anytime, you don't understand  
my question or you don't hear me, please let  
me know and I'll ask you a different



J. LYNCH

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question or I'll ask it again.

A. Okay.

Q. Please use words in your responses because our court reporter can't take down nods and uh-huh's, so please just use words.

A. Okay.

Q. If you need to take a break or talk to your attorney so long as there's not a question pending, we'll accommodate you so just let me know.

A. Okay.

Q. How long have you lived at 58 South 14th?

A. About seven years.

Q. Describe 58 South 14th for me, is it a single-family home, two-family, what kind of residence is it?

A. More like a three-family.

Q. Is there an apartment in the basement?

A. No, it's not really an apartment. It's two rooms in the basement.

MS. OVADIA: You're going to

J. LYNCH

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have to speak up because I can't hear  
you.

THE WITNESS: Okay.

Q. What floor do you live on?

A. The basement.

MS. OVADIA: Let me stop.

Are you asking at the time of  
the incident?

Q. Yes, let's do at the time of  
the incident and if that's changed, you can  
let me know.

At the time of the incident, where  
were you living?

A. The basement.

Q. How long have you been living  
there?

A. Seven years.

Q. Do you still live in the  
basement?

A. No.

Q. Now where do you live?

A. Well, I moved to 70 Cornell in  
Yonkers after the incident and I just came  
back a week ago back to 58.

J. LYNCH

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Q. How long did you stay at 70  
Cornell, approximately?

A. I left the end of this year. I  
moved there in May and I left in January of  
this year.

Q. So, approximately six months  
give or take?

A. Yes.

Q. 70 Cornell, is there an  
apartment number?

A. It's a private house.

Q. That's Yonkers?

A. Yes.

Q. I'm going to ask you some  
questions about the date of the incident;  
okay?

A. Okay.

Q. Who did you live with at 58  
South 14th on the date of the incident?

A. My four children.

Q. What are their names and ages?

A. Ricardo Lynch. At the time of  
the incident, his age?

Q. Yes, that will be easier or if

J. LYNCH

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you want to do right now. It's up to you.

A. Well, he's nineteen now.

Q. Okay.

A. Palcynth, P-A-L-C-Y-N-T-H

Lynch.

Q. That age?

A. Oh, she's seventeen now.

Q. Who else?

A. Simone Lynch.

Q. How old is Simone?

A. Twelve now, and then you have  
Eric Lynch. He's five now.

Q. You lived with your four  
children in the basement?

A. Yes.

Q. Anyone else that lived in the  
basement?

A. No, just me and my four  
children.

Q. Do you know Mr. McCalla?

A. Yes.

Q. How do you know him?

A. That's my sister's fiance.

Q. Did your sister ever live with

J. LYNCH

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you in the basement?

A. No.

Q. Has Mr. McCalla ever lived with you?

A. No.

Q. Who owns the property located at 58 South 14th, if you know?

A. Palcynth Hamilton and Joseph Hamilton.

Q. What the first name?

A. Same as my daughter, Palcynth.

Q. And Joseph?

A. Yes.

Q. How do you know them?

A. They're my parents.

Q. What is your sister's name?

A. Which sister?

Q. The sister that's the fiance of Mr. McCalla.

A. She go by Alethia.

MR. McCALLA: A-L-E-T-H-I-A.

Q. I'm just going to refer to Palcynth and Joseph as your parents; okay?

A. Okay.

J. LYNCH

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Q. On the date of the incident,  
where did they live?

A. At 58 South 14th Avenue.

Q. What part of the house?

A. The first floor.

Q. Did any part of the Mount  
Vernon Police Department activity occur on  
the first floor?

A. Yes.

Q. Can you describe that for me?

A. I was not on the first floor.

Q. Did you see any of it?

A. No, but it occurred through the  
whole house.

Q. Were you ever on the first  
floor when you witnessed any of the  
officers?

A. No, they kept everybody in  
their own section.

Q. Were your parents home at the  
time?

A. My mother was at work. My  
father was home.

Q. You described Mr. McCalla as

J. LYNCH

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living on the second floor?

A. Yes.

Q. Does anyone else live on the second floor?

A. My sister that's with him and their four children.

Q. Is there a third floor?

A. No.

Q. Is there anyone else that lives at 58 South 14th that we haven't talked about?

A. Well, my sister, my sister Karina is there with her two little ones on the second floor.

Q. Was she there on the date of the incident?

A. Yes.

Q. Do you work?

A. Yes, I do.

Q. Where do you work?

A. I work at the Wartburg Nursing Home in Mount Vernon.

Q. What is your position at Wartburg?

J. LYNCH

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A. Environmental aide.

Q. What does that mean?

A. Housekeeping. They call it  
environmental aide.

Q. What are your hours?

A. 8:00 to 4:00.

Q. Five days a week?

A. Yes.

Q. Do you do overtime?

A. No.

Q. What time did the occurrence  
take place that we're here to talk about?

A. Took place around 5:00 in the  
morning.

Q. Were you home the night -- that  
night --

A. Yes, I was.

Q. -- leading up to 5:00 a.m.?

A. Yes, I was.

Q. At approximately 5:00 a.m.,  
what were you doing?

A. Sleeping.

Q. Tell me how you woke up.

A. I heard like a running sound



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and I heard like something came tumbling  
down the stairs and at the time I reached  
there I saw the whole door coming in.

Q. Then what happened?

A. The gun was blazing on all over  
the place.

Q. Can you describe what do you  
mean by that?

A. They draw the guns and they had  
the guns out on me and my children.

Q. When you say they, who are you  
referring to?

A. The officers of Mount Vernon.

Q. How many officers were there  
when you first saw them?

A. I think around -- there was  
around five or six in my section.

Q. What were they saying?

A. That's the point. They were  
not talking.

Q. Tell me what else, if anything,  
they did next?

A. Well, they had the gun out,  
they handcuffed my son and put him on the

J. LYNCH

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cold floor.

Q. Which son are you referring to?

A. My oldest son.

Q. Ricardo?

A. Yes.

Q. So, they handcuffed Ricardo?

A. Yes.

Q. Did they handcuff you?

A. No.

Q. Did they handcuff any of the other children?

A. No, but they was telling them to get down on the floor.

Q. Did they comply, did the kids do that, did the kids get on the floor?

A. No.

Q. What happened?

A. Because I told them not to.

Q. What did they do?

A. They just got -- pulled the gun and my son at the time that's five was four coming out of the room the officer had the gun and my daughter had to say -- screaming "My little brother is coming out."

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J. LYNCH

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Q. What did the other kids do?

A. They sat there shaking. My  
twelve year old almost passed out.

MS. SHERWANI: I'm just going  
to have the reporter mark these.

(Whereupon, Defendant's Exhibit  
A-D, photocopies of photographs, were  
marked for Identification.)

Q. I'm going to show you what  
we've marked as Defendant's B of today's  
date.

(Handed)

Q. Can you describe for me what  
that picture shows?

MS. OVADIA: I'm going to ask  
that I get copies of the pictures,  
please.

MS. SHERWANI: Sure.

A. I see like my brother's on the  
ground.

MS. OVADIA: Are you asking in  
general what that picture is?

Could you be a little more  
specific?

J. LYNCH

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Q. Can you tell me if that's the  
basement apartment?

A. None of these is not my  
section. I don't see any of my pictures.

Q. This is not the basement?

A. No.

Q. Have you ever been on the first  
floor of 58 South 14th?

A. Yes.

Q. Does that show the first floor?

A. If this is the first floor?

Q. Yes.

A. Yes, this is the first floor.

Q. Do you know the person who is  
shown in the picture?

A. Yes, that's my younger brother.

Q. What is his name?

A. His name is Dwight Hamilton.

Q. Does Dwight live with your  
parents on the first floor?

A. At the time, yes. At the time  
of the incident, yes.

Q. How old was he at the time, if  
you know?

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A. I have no idea. I don't recall.

Q. You don't know?

A. No, I don't recall, no.

Q. Is he older than you?

A. He's younger.

Q. I'm going to show you what we've marked as Defendant's A for today's date.

(Handed)

Q. Do you recognize that picture?

A. Yes.

Q. What floor is that of?

A. That's the second floor.

Q. There is a close circuit TV depicted in the picture.

Do you have one of those in the basement?

A. No.

Q. Is there one on the first floor?

A. No.

Q. How long, if you know, how long have your parents owned 58 South 14th?

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A. From when I was a child.

Q. I'm going to show you  
Defendant's C.

(Handed)

Q. Does Defendant's C show the  
basement?

A. No.

Q. Is that the first floor?

A. No, that's the second floor.

Q. Do you recognize any of the  
people in that picture?

A. Yes.

Q. Who is that?

A. That's Fabian McCalla my nephew  
Jahmarcus.

Q. And the young lady?

A. That's my sister.

Q. That's the individual in the  
middle?

A. Yes.

Q. What is her name?

A. Karina Hamilton.

Q. She's holding someone in her  
lap?

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A. That's her daughter.

Q. What is her name?

A. Jacqueline.

Q. There's an individual standing  
to the right --

A. I have no idea who that person  
is. I can't see the face.

Q. But, again, this is the second  
floor?

A. Yes.

Q. So far we have a picture of the  
first floor in which your brother was?

A. Right, correct.

Q. Which is Defendant's B?

A. Yes.

Q. Then two pictures of the second  
floor?

A. Yes.

Q. Defendants A and Defendant's C?

A. Yes.

Q. I'm going to show you  
Defendant's D.

(Handed)

Q. What floor does that show?

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A. The first floor.

Q. Who's in that photograph?

MS. OVADIA: If you know.

A. My nephew, Duane, Jamie and  
Sayed.

Q. Duane, Jamie and Sayed, can you  
tell me whose children --

A. My other sister's children.

Q. Which one?

A. Norette Smith.

Q. Where did Norette live at the  
time?

A. She was staying on the second  
floor -- sorry, first floor.

Q. How many children does Norette  
have?

A. She have five.

Q. So, on the date of the  
incident, on the first floor were your  
parents, your younger brother, Norette  
Smith, your sister and her five children?

A. Yes.

Q. Anyone else on the first floor?

A. My uncle was there at the time.



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Q. What is his name?

A. Clarence Gordon.

Q. Does he still live with you --  
not with you but does he live in the house?

A. Yes.

Q. Anyone else that lived on the  
first floor at the time?

A. No.

Q. How about anyone else that  
lived with you at the time?

A. Just me and my four children in  
the basement.

Q. Anyone else that lived with you  
in the year before the incident?

A. No.

Q. How about on the first floor,  
did anyone else live on the first floor in  
the year before the incident that may have  
left a few months before?

A. No.

Q. How about on the second floor?

A. No.

Q. Now, you described that the  
officers had their guns drawn, there were

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about five or six officers?

A. Correct.

Q. They told your children to get on the floor?

A. Correct.

Q. But they didn't because it was cold?

A. Correct.

Q. What happened next?

A. They just started ransacking my whole place.

Q. Describe that for me.

A. They broke the whole door off, they broke my bed down, they threw everything out of my drawers, everything.

Q. How many drawers, approximately are we talking about?

A. Six. It's a big dresser, six drawers.

Q. Did they say anything to you?

A. They were not talking.

Q. What else did they do?

A. They was just ransacking the whole place and had the gun at all time on

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me and my children.

Q. When you say they broke the bed, what do you mean?

A. They broke the bed. I couldn't -- like I told you, I just left out of the place. I couldn't sleep there no more.

Q. During the incident, you stayed, right, when the officers were there?

A. Yes.

Q. How long were the officers in the apartment?

A. I think they was there till -- I'm not sure -- close to around going to 12:00 or 1:00.

Q. Just your specific area, meaning the basement of the home?

MS. OVADIA: If you know.

A. I'm not quite sure of the exact time.

Q. Were they there more than an hour?

A. Was more than an hour.

Q. During that hour, what were you doing?

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A. We couldn't do anything because gun was appointed at us and right over my son's head.

Q. That's Ricardo?

A. Yes.

Q. What else did they do besides empty out the six drawers and break the bed?

A. They practically went through everything in the basement. They went through everything.

Q. It's two rooms?

A. Yes, two very large rooms.

Q. Is there a bathroom?

A. No.

Q. Is there a kitchen?

A. No.

Q. Describe the set up for me, what each of the rooms had.

A. It's a room that my children was in. They had their computer, TV, radio.

MS. OVADIA: You're asking about furniture or electronics, or what exactly?

MS. SHERWANI: Anything she can

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describe.

MS. OVADIA: Anything that was  
in the room?

MS. SHERWANI: Yes.

A. Like I said, computer, TV,  
radio and two beds, their closet and  
dressers.

Q. How many dressers?

A. Two.

Q. How many drawers each?

A. I think it was six on one and I  
think five on the other one if I'm not  
mistaken.

Q. And the room that you just  
described, is there one way to get into that  
room or more than one?

A. It's more than one. It's two  
entrances.

Q. Describe for me each of the  
entrances, how you can get into that room.

A. One you can walk through the  
first floor apartment where my parents used  
to come down and there's another entrance in  
the back.

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Q. The entrance in the back, does that go outside?

A. Yes.

Q. Is there a storm door and regular door or just one door?

A. One door -- it's two doors, actually; one that you enter to come down and one that leads to my bedroom.

Q. So, the room that you just described is basically the kids' room?

A. Yes, it is.

Q. Now, describe the other bedroom.

A. The other bedroom was mines. It had, like I told you, the big dresser with the six drawers and the TV and a radio, the bed, the closet and a chair.

Q. Is there a hallway or anything like that downstairs?

A. Yes. When you come down the step where the officers came down there's a hallway down there.

Q. Was there any furniture in the hallway?

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A. No.

Q. Were you ever handcuffed during this incident?

A. No.

Q. What, if anything, did you say to the officers?

A. What did I say to the officers? I asked them what's going on but no one was speaking.

Q. Anything else?

A. No.

Q. Did you ever curse at them?

A. No, I did not.

Q. Did they ever curse at you?

A. No, they did not.

Q. Did they ever physically touch you in any way?

A. No, they did not.

Q. Did there come a time that you left the apartment?

A. No, I did not.

Q. Did the officers leave the apartment?

A. No, only one had left and

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another one came in after he went up.

Q. How did the situation resolve  
or how did it end?

A. Could you explain?

MS. OVADIA: You're asking what  
point did they leave?

Q. When did they leave?

A. I don't recall the exact time  
they walked out.

Q. But there did come a time when  
they left?

A. Yes, they did.

Q. How did they leave or where did  
they go?

A. They just walked out. That's  
it.

Q. They walked to the outside or  
they walked up --

A. They went up to the first floor  
and went outside.

Q. Now, before that happened, did  
anyone from the rest of the house come down  
to see what was going on?

A. After the officers had left.



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Q. But not before?

A. They did not allow anyone to  
move.

Q. So, were there officers, as far  
as you know, that had gone to the first  
floor and second floor?

A. No, each floor has officers so  
no one was allowed to move.

Q. Separate officers?

A. Yes.

Q. Did you ever go to court as a  
result of this incident?

A. No, I did not.

Q. Did you ever go to the police  
station as a result of the incident?

A. Yes, I went to the police  
station after they had left.

Q. What happened there?

A. Nobody said anything.

Q. What did you say when you  
arrived?

A. I think -- I'm not sure, but I  
think I told them that officers just came  
where I live and I need to know what's going

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on. The officer that I spoke to, just like the rest, did not answer.

Q. In the year before this incident, did you, at anytime, notice a lot of cars coming and going to the house that you hadn't noticed before?

A. No.

Q. In the year before the incident, did you ever notice individuals coming in and out of the house that did not do that before?

A. No.

Q. Besides your oldest son being handcuffed, were any of the other children handcuffed?

A. No, they were not.

Q. Were they touched by the officers in any way?

A. No, they were not.

Q. The older son, were his handcuffs removed?

A. The handcuffs was removed and put on by an officer that I've known and she put on another one, a plastic one, I think.

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Q. Did he ever seek any medical  
treatment after this incident?

A. No.

MS. SHERWANI: I have nothing  
further of this witness.

(Whereupon this examination  
concluded at 1:40 p.m.)

-----  
JESSICA LYNCH

Subscribed and sworn to  
before me this \_\_\_\_\_ day  
of \_\_\_\_\_, 2008.

-----  
Notary Public

C E R T I F I C A T E

STATE OF NEW YORK       )  
                                  ) ss.:  
COUNTY OF WESTCHESTER)

I, LISA DOBBO, a Shorthand  
Reporter and Notary Public within and for  
the State of New York, do hereby certify:

That JESSICA LYNCH, the witness  
whose deposition is hereinbefore set forth,  
was duly sworn by me, and that such  
deposition is a true record of the testimony  
given by the witness.

I further certify that I am not  
related to any of the parties to this action  
by blood or marriage, and that I am in no  
way interested in the outcome of this  
matter.

IN WITNESS WHEREOF, I have  
hereunto set my hand this 16th day of  
January, 2008.

A handwritten signature in cursive script, reading "Lisa Dobbo", written in black ink. The signature is positioned above a horizontal line.

LISA DOBBO  
SHORTHAND REPORTER

DEFENDANT'S EXHIBITS

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ERRATA SHEET

The following corrections, additions or deletions were noted on the transcript of the testimony which I gave in the above-captioned matter held on 1/14/08:

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REASON FOR CHANGE:\_\_\_\_\_

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REASON FOR CHANGE:\_\_\_\_\_

\_\_\_\_\_  
JESSICA LYNCH

Subscribed and sworn to  
before me this\_\_\_\_day  
of\_\_\_\_\_, 2008.

\_\_\_\_\_  
Notary Public

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**EXHIBIT “F”**  
**DOCKET NO. 08CV00083**  
**FABIAN MCCALLA**  
**50-H TRANSCRIPT**

**COPY**

UNITED STATES DISTRICT COURT  
SOUTHERN DISTRICT OF NEW YORK

- - - - - X  
ELIZABETH LYNCH, SIMON LYNCH, ERIC LYNCH,  
INFANTS, UNDER THE AGE OF 14, BY THEIR  
MOTHER AND NATURAL GUARDIAN JESSICA LYNCH  
AND JESSICA LYNCH INDIVIDUALLY AND  
RICARDO LYNCH,

Plaintiffs,

-against- 08 CIV 00080

CITY OF MOUNT VERNON, THE MOUNT VERNON  
POLICE DEPARTMENT AND POLICE OFFICERS  
"JOHN DOE", "RICHARD DOE", FICTITIOUS  
NAMES, TRUE NAMES UNKNOWN,

Defendants.

- - - - - X

HELD AT: Mount Vernon City Hall  
One Roosevelt Square  
Mount Vernon, New York 10550  
January 14, 2008  
1:45 p.m.

Examination before Trial of the  
Plaintiff, FABIAN McCALLA, pursuant to Court  
Order, held at the above time and place  
before a Notary Public of the State of New  
York.

J & L REPORTING SERVICE  
of Westchester, Inc.  
200 East Post Road  
White Plains, New York 10601  
(914) 682-1888  
Lisa Dobbo, Reporter

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A L S O P R E S E N T:

Jessica Lynch

IT IS HEREBY STIPULATED AND AGREED, by and between the attorneys for the respective parties herein, that the sealing and filing of the within deposition be waived; that such deposition may be signed and sworn to before any officer authorized to administer an oath, with the same force and effect as if signed and sworn to before the officer before whom said deposition is taken.

IT IS FURTHER STIPULATED AND AGREED, that all objections, except as to form, are reserved to the time of trial.

F. McCALLA

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FABIAN McCALLA, residing at 58  
South 14th Avenue, Mount  
Vernon, New York 10550, having  
been duly sworn by Notary  
Public, Lisa Dobbo, testified  
as follows:

EXAMINATION BY MS. SHERWANI:

Q. Please state your full name for  
the record.

A. Fabian McCalla.

Q. Please state your address for  
the record.

A. 58 South 14th Avenue, Mount  
Vernon, New York 10550.

Q. Mr. McCalla, you were here for  
the testimony of Ms. Lynch; is that correct?

A. Yes.

Q. I gave some instructions in the  
beginning that we'll just go over.

If you don't understand my question  
or don't hear my question, please let me  
know --

A. Yes.

Q. -- and I'll ask it again.

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A. Okay.

Q. Please use words.

A. Yes.

Q. Don't use "uh-huh" or gestures  
and just wait until I finish my question to  
begin your answer because our reporter can  
only take down one person.

A. Yes.

Q. Sir, do you work?

A. Yes, I do.

Q. Where do you work?

A. Wartburg Home.

Q. What do you do?

A. Environmental technician.

Q. What are your hours?

A. 8:00 to 4:00.

Q. How long have you worked there?

A. I've been there like nine  
years.

Q. Do you have any other jobs?

A. No, I don't.

Q. What's the highest education  
that you completed?

A. Third form in high school.

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Q. Where was that?

A. That's in Jamaica, West Indies.

Q. When did you come to New York?

A. 1989.

Q. Since 1989, did you get any  
training or go to any school here?

A. Yes, I did.

Q. Where was that?

A. That was in the Bronx. I'm  
trying to remember the name.

MS. OVADIA: You can leave a  
blank and we'll provide it.

A. \_\_\_\_\_.

Q. Are you currently married?

A. No, I'm not.

Q. Do you know Alethia Hamilton?

A. Yes, I do.

Q. How do you know her?

A. That's my baby mom.

Q. How old is your oldest child?

A. Oldest is fourteen years.

Q. Alethia is the mom?

A. Yes, she is.

Q. How many other children do you

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have together?

A. Three, three other.

Q. So, four altogether?

A. Four altogether.

Q. What is your fourteen year  
old's name?

A. Rosalie Hamilton.

Q. And the others?

A. Anthony McCalla, Alex McCalla  
and Rhiana McCalla.

Q. How old is Anthony now?

A. Anthony is twelve years.

Q. And Alex?

A. Alex is eight years.

Q. Rhiana?

A. Five years.

Q. A year before this incident,  
did you personally know anyone that was  
arrested by the Mount Vernon Police  
Department --

A. No, I didn't.

Q. -- either anyone that you  
worked with or anyone that you socialized  
with that was arrested by the Mount Vernon



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Police Department in the year before this incident?

A. Not that I know of, no.

Q. Describe for me how you first learned that there was police presence at the house at 58 South 14th?

A. I was in bed at the time sleeping. I heard doors bursting down, see guns.

Q. Did you see the officers?

A. Yes, I did.

Q. How many officers were there on your floor?

A. There was six or seven officers.

Q. What did they proceed to do?

A. They proceeded -- came in waiving guns, handcuffed me on the bed and was there searching the place.

Q. Did they tell you what they were looking for?

A. No, they did not.

Q. Did they ask for you by name?

A. No.

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Q. Did they ever refer to you as  
Mr. McCalla?

A. No, they did not.

Q. I'm going to show you  
Defendant's C.

(Handed)

Q. Is that you in the picture,  
sir?

A. Yes.

Q. Who else is in that picture?

A. That's my baby mom's sister  
Karina, her daughter Jackie, my daughter  
Rosalie, Jahmarcus, her son.

Q. Rosalie is wearing the striped  
shirt?

A. Yes.

Q. There's a photograph on the  
wall.

Do you know who that is a photograph  
of?

A. Yeah, that's my two sons.

Q. This is the second floor --

A. Second floor.

Q. -- of the house?

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A. Yes.

Q. And you're still living there?

A. Yes.

Q. When did you first move there?

A. I was there from like '90.

Q. 1990?

A. Yeah.

Q. Does anyone live on the third floor?

A. There is no third floor.

Q. There is no third floor, sorry. When Ms. Lynch moved out for the six, seven months from the basement, did anyone else move in?

A. No, no one.

Q. Did any of the sisters or brothers live in the basement while she wasn't there?

A. No.

Q. How long of a period of time did the police officers stay on the second floor?

A. They was there from like 5:00 until like after 8:00 in the morning.

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Q. During those hours, describe for me what they did.

A. Came in waiving the gun, handcuffed me on the bed and searching the place.

Q. How many were searching?

A. Approximately all. They were all over the place.

Q. Describe the layout of the floor for me; is there one entrance to the second floor or more than one?

A. One entrance.

Q. As you enter, what do you enter into?

A. To the living room.

Q. Is the living room what's depicted in Defendant's C?

A. Yes, it is.

Q. Did they search the living room?

A. No.

Q. They were searching bedrooms?

A. Bedrooms, yeah, the attic.

Q. There's an entrance to the

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attic from your floor?

A. Yes.

Q. Where is that entrance?

A. Right above the entrance to my  
bedroom.

Q. Is it a pull down staircase?

A. Yes, a pull down, yes.

Q. Sir, did they handcuff anyone  
else?

A. No, only me.

Q. Did they touch you in any other  
way besides handcuffing you?

A. Yes.

Q. What did they do?

A. After I had the white plastic,  
I told them it was too tight and he pulled  
it up, pulled it more.

Q. He pulled it more?

A. Yes.

Q. Then what happened?

A. It was squeezing even more.

Q. Did they take off the handcuffs  
before they left?

A. Yeah.

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1  
2 Q. Besides telling them that they  
3 were tight, the handcuffs, did you say  
4 anything else to the officers?

5 A. No, I did not.

6 Q. Describe for me -- the picture  
7 shows there's a dining area next to the  
8 living room.

9 A. Yes.

10 Q. Is there any furniture in the  
11 dining area?

12 A. Yes.

13 Q. What does that consist of?

14 A. Cabinet, keep glasses and all  
15 that, the table.

16 Q. Did they search the cabinet?

17 A. No, they did not.

18 Q. What other rooms are there  
19 besides the living room and dining room?

20 A. My room and another room,  
21 sister Karina's room and the room for the  
22 kids.

23 Q. So, there's three bedrooms?

24 A. Yes.

25 Q. And the room for the kids that

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you described, your kids are in there and  
Karina's kids, also?

A. No, my kids.

Q. Just your kids?

A. Yes.

Q. Karina's kids are with her in  
her room?

A. Yes.

Q. Karina's bedroom in the middle  
of the two rooms, like can you describe that  
for me?

A. Actually, it comes right in the  
living room to the left.

Q. Your room and the kids' room  
are together?

A. Not together, no.

Q. Describe your room for me, what  
does it have in it furniture wise, appliance  
wise?

A. Two dressers, a bed, TV stand,  
closet. That's it.

Q. Did they search that room?

A. Yes, they did.

Q. Were things taken out of the

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drawers?

A. Yes, things were taken out on the floor, like that.

Q. Was anything damaged in your room?

A. Yes, the closet doors were broken down, the living room door, my room door.

Q. Was the closet door locked?

A. Yes.

Q. Is there an iron gate to the house at 58?

A. Yes.

Q. Are there pad locks located to the main entrances?

A. No. Actually, it's just a chain with a lock but it's just -- just put over. It's not really locked or anything like that.

Q. How many are there?

A. Just one.

Q. Is there anyplace where there are four locks situated?

A. No.



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Q. Did they ask you to open the closet door before they broke it down?

A. No, they did not.

Q. You told me there was a dresser in your room?

A. Yes, two dressers.

Q. How many drawers did the dressers have?

A. One consists of like six and the other five.

Q. What about the kids' room that you described, tell me the furniture that's in the kids' room.

A. They have a dresser inside there -- two dressers, bunk bed, another bed, television, television stand, yeah.

Q. Was anything broken in the kids' room?

A. Just the door to entrance.

Q. Was it locked at the time?

A. Yeah.

Q. But the kids were inside sleeping?

A. Yes, some were sleeping.

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Rosalie was up because she was getting ready to go to school.

Q. Besides the doors that you described, was anything else broken on the second floor?

A. The attic door, entrance to the attic door.

Q. Was that locked, as well?

A. Yeah.

Q. Describe for me the lock on that door.

A. It's just -- no lock, just pull up. At the time we had like some because it was kind of -- some screws to close it. They tore it down.

Q. You had it screwed shut, basically?

A. Right.

Q. Did they ask you to go to the station with them after they left --

A. No.

Q. -- as they were leaving?

A. No, they did not.

Q. Did you ever go to the police

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station?

A. Yes, I did.

Q. When was that?

A. After they left.

Q. What did you do, did you go  
with Ms. Lynch?

A. Yes, yes I did.

Q. Anything else happen besides  
what she already described?

A. No, nothing else.

Q. Did you fill out any paperwork?

A. I personally did not, no.

Q. Did you ever go back to the  
police station after that date?

A. No.

Q. Did you ever talk to any police  
officers or anyone from the police  
department regarding the incident after that  
date?

A. No, I didn't.

Q. Has anyone approached you after  
that date to discuss the incident with  
you --

A. No.

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19

1  
2 Q. -- someone you know or a friend  
3 or anyone like that?

4 A. No.

5 Q. Did anyone inquire, did the  
6 police come to your house, anything like  
7 that?

8 A. No.

9 Q. Did you seek any medical  
10 treatment after this incident?

11 A. No, I did not.

12 Q. At anytime, did any of the  
13 officers ever touch any of the children or  
14 Ms. Alethia Hamilton?

15 A. No.

16 Q. Is there anything that you wish  
17 to add that hasn't been discussed?

18 A. Yes. Coming inside you have a  
19 sensor light. The morning that they came  
20 after I noticed it wasn't -- it was like  
21 unscrewed, it was unscrewed.

22 Q. They unscrewed that?

23 A. Yeah.

24 Q. Anything else?

25 A. That's it.

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Q. How about the cameras that are located around the house?

A. Right.

Q. Do you know who installed those cameras?

A. Actually, it's me. I put it up just to see what is going on inside the yard.

Q. When did you do that?

A. That was like early part of that year, 2006.

Q. Is that the kind of work that you do?

A. No.

Q. Did you have someone come and do it or you did it yourself?

A. I did it myself.

Q. The connection to the TV screen, you did all of that work yourself?

A. Yeah.

Q. It shows you the outside of the house?

A. Right.

Q. Does it show you anything else?

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A. Just outside the house.

Q. What was the reason for that?

A. Just security reasons.

Q. Had there been a security  
problem?

A. Breaking car glasses, yeah.

Q. Someone had done that?

A. Yeah.

Q. Had you made a police report  
regarding that?

A. No, I don't.

Q. Had anyone forcibly entered the  
house before you installed the camera?

A. No.

MS. SHERWANI: I have nothing  
further. Thank you for your time.

(Whereupon this examination  
concluded at 2:03 p.m.)

-----  
FABIAN McCALLA

Subscribed and sworn to  
before me this \_\_\_\_\_ day  
of \_\_\_\_\_, 2008.

-----  
Notary Public

C E R T I F I C A T E

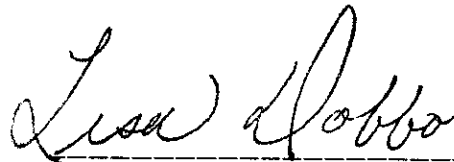
STATE OF NEW YORK            )  
  ) ss.:  
COUNTY OF WESTCHESTER)

I, LISA DOBBO, a Shorthand  
Reporter and Notary Public within and for  
the State of New York, do hereby certify:

That FABIAN McCALLA, the  
witness whose deposition is hereinbefore set  
forth, was duly sworn by me, and that such  
deposition is a true record of the testimony  
given by the witness.

I further certify that I am not  
related to any of the parties to this action  
by blood or marriage, and that I am in no  
way interested in the outcome of this  
matter.

IN WITNESS WHEREOF, I have  
hereunto set my hand this 16th day of  
January, 2008.

A handwritten signature in cursive script, reading "Lisa Dobbo", written over a horizontal line.

LISA DOBBO  
SHORTHAND REPORTER

REQUESTS

Page 6

Indicate name of school in the  
Bronx.



ERRATA SHEET

The following corrections, additions or deletions were noted on the transcript of the testimony which I gave in the above-captioned matter held on 1/14/08:

Page\_\_\_\_Line\_\_\_\_SHOULD READ:\_\_\_\_\_

REASON FOR CHANGE:\_\_\_\_\_

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REASON FOR CHANGE:\_\_\_\_\_

\_\_\_\_\_  
FABIAN McCALLA

Subscribed and sworn to  
before me this\_\_\_\_day  
of\_\_\_\_\_, 2008.

\_\_\_\_\_  
Notary Public

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